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**Introduced by Senator Margett**

February 20, 2003

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An act to add Section 1103.5 to the Public Contract Code, relating to public contracts.

LEGISLATIVE COUNSEL'S DIGEST

SB 499, as introduced, Margett. Public contracts: lowest responsible bidder.

Existing public contract law establishes procedures in the Public Contract Code for competitive bidding of certain contracts by public entities. That law defines "responsible bidder" as a bidder who has demonstrated the attribute of trustworthiness, as well as quality, fitness, capacity, and experience to satisfactorily perform the public works contract.

This bill would provide that the term "lowest responsible bidder," "lowest responsive, responsible bidder," "lowest regular responsible bidder," "lowest and best responsible bidder," "lowest qualified bidder," or "lowest and best bidder," as used in that code, means the responsible bidder who submitted the lowest responsive bid.

Vote: majority. Appropriation: no. Fiscal committee: no. State-mandated local program: no.

*The people of the State of California do enact as follows:*

- 1 SECTION 1. Section 1103.5 is added to the Public Contract
- 2 Code, to read:
- 3 1103.5. The term "lowest responsible bidder," "lowest
- 4 responsive, responsible bidder," "lowest regular responsible
- 5 bidder," "lowest and best responsible bidder," "lowest qualified

- 1 bidder,” or “lowest and best bidder,” as used in this code, means
- 2 the responsible bidder, as defined in Section 1103, who submitted
- 3 the lowest responsive bid.

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